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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
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McLester  
10/4/05

5    Applicant:            Douglas F. Beaven            Paper No.:

          Application No:    09/312,740            Group Art Unit: 2986

          Filed:                5/14/99                    Examiner: Heck, Michael

10    Title: *Processing management information*

.....

Commissioner for Patents  
15    Alexandria, VA 22313-1450

**Response to final Office action under 37 C.F.R. 1.116**

**Summary of the prosecution**

20    A RCE was filed on 30 August 2004 in the above application in response to a final rejection mailed 27 May 2004 in which Examiner responded to Applicant's substantial amendment of his claims in response to a non-final Office action by rejecting the amended claims on the basis of new references. The RCE included a traversal of those rejections. Examiner thereupon mailed a non-final Office action on 12/14/04 in which he

25    indicated that he found Applicant's traversal persuasive and in which he rejected pending claim 187 as being indefinite under 35 U.S.C. 112, second paragraph and rejected pending claims 187-210 under 35 U.S.C. 103(a) as being obvious over the combination of two new references: Review Board, "High-end project managers", *InfoWorld*, Feb. 1, 1993, pp. 59-60, 62 -63, 66-69 (henceforth "Board") and Zimmerman, Leah V.,

30    "Software review—Open Plan 5.0 Upgrade, *Cost Engineering*, Morgantown: Dec. 1993, vol. 35, Iss. 12, pg. 11 (henceforth "Zimmerman"). Applicant amended claim 187 to overcome one portion of the rejection under 35 U.S.C. 112, second paragraph, traversed another portion thereof, and traversed the rejections under 35 U.S.C. 103.

35    Examiner mailed a final Office action on 7/19/2005 in which he persisted in the second portion of his rejection of claim 187 under 35 U.S.C. 112, second paragraph, persisted